

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Edward T. H. YEH et al.

Serial No.: 10/624,945

Filed: July 22, 2003

For: COMPOSITION AND METHODS
RELATING TO SENP1-A SENTRIN-
SPECIFIC PROTEASE

Patent No.: 7,588,927

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CERTIFICATE OF ELECTRONIC TRANSMISSION
37 C.F.R. § 1.8

I hereby certify that this correspondence is being
electronically filed with the United States Patent and
Trademark Office via EFS-Web on the date below:

November 10, 2009
Date

Gina N. Shishima

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R. § 1.705(d)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants request a reconsideration of patent term adjustment under 37 C.F.R. § 1.705(d). The Determination of Patent Term Adjustment under 35 U.S.C. § 154(b) included with the Issue Notification dated August 31, 2009 indicates a patent term adjustment of 266 days. Applicants believe this to be an error and request the patent term adjustment to be changed to 320 days.

Applicants note that the PAIR entries indicate U.S. Patent Office delay of 628 days and Applicant delay of 362 days. The Applicant delay includes 60 days of delay after the mailing of a Notice of Allowance. Six days of Applicant delay were presumably for submission of a paper after the mailing of a Notice of Allowance pursuant to 37 C.F.R. § 1.704(c)(10). Applicants assert no

other delays were made after these six days and request Applicant delay be changed from 362 days to 308 days

Applicants filed an amendment under 37 C.F.R. § 1.312 on May 7, 2009. The Patent Office mailed an Office Communication on May 12, 2009 indicating the amendment was entered. According to 37 C.F.R. § 1.704(c)(10), the period of adjustment shall be reduced by the lesser of: the number of days from the filing date of the amendment under 37 C.F.R. § 1.312 and the date of the notice in response to the amendment; or four months. Therefore, Applicant delay should be 6 days, or the period of time from May 7, 2009 to May 12, 2009.

The Patent Office delay of 628 days should be reduced by 308 days for Applicant delay. Applicants respectfully request an adjustment of the patent term from 266 days to 320 days.

The required fee in the amount of \$200.00 in connection with the filing of this paper is being charged to a credit card through EFS-Web concurrently with this submission. The Commissioner is hereby authorized to deduct any underpayment of fees or any additional fees required under 37 C.F.R. §§ 1.16 to 1.21 in connection with the filing of this paper from Fulbright & Jaworski Deposit Account No.: 50-1212/UTSH:245USC1.

Respectfully submitted,



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